

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
FLORENCE DIVISION

April Ward, as Personal Representative of)
the Estate of Steven Ray Ward and on)
behalf of the statutory beneficiaries)
April Ward, Stephanie Ward, Stacy)
Westmoreland, Samantha Ward, and)
Shelby Ward,)

Plaintiff,)

vs.)

Civil Action No.: 9:09-0020-TLW-BM

South Carolina Department of Corrections,)
Jon Ozmint, George Hagan, Bernard)
Mckie, John Jane Does Nos 1 through 10)
and, Dr. John Jane Does Nos 1 through 10,)

Defendants.)

ORDER

This case was removed from the Court of Common Pleas for Spartanburg County, South Carolina, on January 5, 2009. (Doc. #1). The case was referred to Magistrate Judge Bristow Marchant pursuant to the provisions of 28 U.S.C. § 636(b)(1)(B) and Local Rule 73.02 (B)(2), DSC. On May 4, 2010, counsel for the plaintiff filed a motion to withdraw as attorney. (Doc. #20). The Magistrate Judge previously assigned to this case granted the motion to withdraw on May 7, 2010, and notified the *pro se* plaintiff that she had twenty days to have new counsel file an appearance on her behalf. (Doc. #21).

This matter now comes before this Court for review of the Report and Recommendation (“the Report”) filed by the Magistrate Judge to whom this case had previously been assigned. (Doc. #24). On June 1, 2010 the Magistrate Judge issued the Report. In the Report, the Magistrate Judge

recommends that this case be dismissed without prejudice. (Doc. #24). The plaintiff filed no objections to the report. Objections were due on June 18, 2010.

This Court is charged with conducting a de novo review of any portion of the Magistrate Judge's Report and Recommendation to which a specific objection is registered, and may accept, reject, or modify, in whole or in part, the recommendations contained in that report. 28 U.S.C. § 636. In the absence of objections to the Report and Recommendation of the Magistrate Judge, this Court is not required to give any explanation for adopting the recommendation. See Camby v. Davis, 718 F.2d 198, 199 (4th Cir. 1983).

The Court has carefully reviewed the Magistrate Judge's Report and Recommendation. For the reasons articulated by the Magistrate Judge, it is hereby **ORDERED** that the Magistrate Judge's Report and Recommendation is **ACCEPTED**. (Doc. #24). For the reasons articulated by the Magistrate Judge, this case is hereby **DISMISSED** without prejudice.

IT IS SO ORDERED.

s/Terry L. Wooten
United States District Judge

July 8, 2010
Florence, South Carolina